

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
CHARLESTON DIVISION**

IN RE: AQUEOUS FILM-FORMING FOAMS PRODUCTS LIABILITY LITIGATION)
) MDL No. 2:18-mn-2873-RMG
)
) **CASE MANAGEMENT ORDER NO. 10**
)
) **This Order Relates to All Actions.**
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**Appointment of Counsel to
Plaintiffs' and Defendants' Leadership, Liaison and Committees
For the March 2020 through March 2021 Term**

1. In CMO No. 2 and No. 3, the Court appointed attorneys as Plaintiffs' Co-Lead Counsel and Plaintiffs' Liaison Counsel, and to the Plaintiffs' Executive Committee ("PEC"). The Court also appointed attorneys as Defendants' Co-Lead Counsel and Defendants' Co-Liaison Counsel, as well as to the Defense Coordination Committee ("DCC").
2. Those appointments to leadership, liaison and committee positions were for a period of one year and each appointee must apply for continued service. The Court has reviewed the applications of the appointees who seek to continue their service, as well as applications from attorneys who seek to be appointed to serve on this MDL for the first time.

Plaintiffs' Appointments

3. The Court reappoints the following attorneys as Plaintiffs' Co-Lead Counsel:

Michael A. London
Douglas & London, P.C.
59 Maiden Lane, 6th Fl.

New York, NY 10038

Paul J. Napoli
Napoli Shkolnik PLLC
360 Lexington Ave., 11th Fl.
New York, NY 10017

Scott Summy
Baron & Budd, P.C.
3102 Oak Lawn Ave., #1100
Dallas, TX 75219

4. The Court reappoints as Plaintiffs' Liaison Counsel:

Fred Thompson, III
Motley Rice, LLC
28 Bridgeside Blvd.
Mount Pleasant, SC 29464

5. The Court reappoints to the PEC:

Charles E. Schaffer
Levin Sedran & Berman
510 Walnut St., 5th Fl.
Philadelphia, PA 19106

Larry R. Cohan
Anapol Weiss
One Logan Square 130 N. 18th St., Suite 1600
Philadelphia, PA 19103

Richard S. Lewis
Hausfeld
1700 K St. N.W., Suite 650
Washington, DC 20006

Kevin Madonna
Kennedy & Madonna, LLP
48 Dewitt Mills Rd.
Hurley, NY 12443

Frank L. Gallucci, III
Plevin & Gallucci
55 Public Square, Suite 2222
Cleveland, OH 44113

Erin Dickerson
Crueger Dickinson LLC
4532 N. Oakland Ave.
Whitefish Bay, WI 53211

William J. Jackson
Kelley Drye & Warren LLP
515 Post Oak Blvd., Suite 900
Houston, TX 77027

Richard Head
SL Environmental Law Group
201 Filbert St., Suite 401
San Francisco, CA 94105

Matt Edling
Sher Edling, LLP
100 Montgomery St., Suite 1410
San Francisco, CA 94104

Wesley Bowden
Levin, Papantonio, Thomas, Mitchell, Rafferty, Proctor P.A.
316 South Baylen St.
Pensacola, FL 32502

Nancy Christensen
Weitz & Luxenberg, P.C.
700 Broadway
New York, NY 10003

Kevin Hannon
The Hannon Law Firm, LLC
1641 Downing St.
Denver, CO 80218

T. Roe Frazer, II
Frazer PLC
1 Burton Hills Blvd., Suite 215
Nashville, TN 37215

James Ferraro
The Ferraro Law Firm
600 Brickell Ave., Suite 3800
Miami, FL 33131

Christiaan A. Marcum
Richardson, Patrick, Westbook & Brickman
1037 Chuck Dawley Blvd., Building A
PO Box 1007
Mount Pleasant, SC 29465

Gregory A. Cade
Law Offices of Environmental Litigation Group, P.C.
2160 Highland Ave. South
Birmingham, AL 35205

Christina Cossich
Cossich, Sumich, Parsiola & Taylor LLC
8937 Highway 23
Belle Chasse, LA 70037

Gale D. Pearson
Fears Nachawati Law Firm
310 4th Avenue South
Suite 5010
Minneapolis, MN 55415

Carl Solomon
Solomon Law Group, LLC
P.O. Box 1866
Columbia, SC 29202

6. The Court appoints to the PEC:

Matthew Pawa
Hagens Berman Sobol Shapiro LLP
1280 Centre Street, Suite 230
Newton Centre, MA 02459

Benjamin Richman
Edelson PC
350 North LaSalle Street, 14th Fl.
Chicago, IL 60654

Michael Stag
Stag Liuzza, LLC
365 Canal Street, Suite 2850
New Orleans, LA 70130

7. The Court reappoints to the Advisory Counsel to the PEC:

Robert A. Bilott
Taft Stettinius & Hollister LLP
425 Walnut St., Suite 1800
Cincinnati, OH 45202

Defendants' Appointments

8. The Court reappoints as Defendants' Co-Lead Counsel:

Joseph G. Petrosinelli
Williams & Connolly LLP
725 Twelfth St., N.W.
Washington, DC 20005

Michael A. Olsen
Mayer Brown LLP
71 S. Wacker Dr.
Chicago, IL 60606

9. The Court reappoints as Defendants' Co-Liaison Counsel:

David E. Dukes
Nelson Mullins Riley & Scarborough LLP
1320 Main St., 17th Fl.
Columbia, SC 29201

Brian C. Duffy
Duffy & Young LLC
96 Broad St.
Charleston, SC 29401

10. The Court reappoints the following attorneys to the DCC:

Joseph G. Petrosinelli
Williams & Connolly LLP
725 Twelfth St., N.W.
Washington, DC 20005

Michael A. Olsen
Mayer Brown LLP
71 S. Wacker Dr.
Chicago, IL 60606

David E. Dukes
Nelson Mullins Riley & Scarborough LLP
1320 Main St., 17th Fl.
Columbia, SC 29201

Brian C. Duffy
Duffy & Young LLC
96 Broad St.
Charleston, SC 29401

11. The Court reappoints to the DCC's AFFF Manufacturing Defendant Sub-Group:

Amanda S. Kitts
Nelson Mullins Riley & Scarborough LLP
1320 Main St., 17th Fl.
Columbia, SC 29201

Liam J. Montgomery
Williams & Connolly LLP
725 12th St. N.W.
Washington, DC 20005

Lyn P. Pruitt
Mitchell, Williams, Selig, Gates & Woodyard, P.L.L.C.
425 W. Capitol Ave., Suite 1800
Little Rock, AR 72201

Daniel L. Ring
Mayer Brown LLP
71 S. Wacker Dr.
Chicago, IL 60606

Jillian C. Kirn
Greenberg Traurig, LLP
1717 Arch St., Suite 400
Philadelphia, PA 19103

12. The Court reappoints to the DCC's Non-AFFF Manufacturing Defendant Sub-Group:

Molly Craig
The Hood Law Firm, LLC
172 Meeting Street
Charleston, SC 29401

David Erickson
Shook Hardy & Bacon, L.L.P.
2555 Grand Blvd.
Kansa City, MO 64108

Kenneth Reilly
Shook Hardy & Bacon, L.L.P.
201 S. Biscayne Blvd., Suite 3200
Miami, FL 33131

13. The Court reappoints to the DCC's United States of America Defendant Sub-Group:

Christina M. Falk
United States Department of Justice
Civil Division, Environmental Torts Branch
175 N St., N.E.
Washington, DC 20002

14. The Court reappoints to the DCC's Other Defendant Sub-Group:

Elizabeth Knauer
Sive, Paget & Riesel P.C.
560 Lexington Ave., 15th Fl.
New York, NY 10022

Mark A. Chertok
Sive Paget & Riesel, P.C.
560 Lexington Ave., 15th Fl.
New York, NY 10022

15. The organizational structure, authority and responsibilities of these designated leadership, liaison and committee members remain as provided in CMO No. 2, as does a committee and the Court's authority to amend or expand the appointments as circumstances warrant.

16. These designations are of a personal nature. Accordingly, the Court looks to these counsel to undertake personal responsibility to perform the designated functions and, should they become unable to do so, the Court reserves the discretion to replace counsel on their request or on the Court's own motion.

17. These designations to leadership, liaison and committee positions are for a period of one year. Each appointee must apply for continued service thereafter.

AND IT IS SO ORDERED.

s/Richard Mark Gergel
Richard Mark Gergel
United States District Judge

March 23, 2020
Charleston, South Carolina